

IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

SUMMONS FOR JUDGMENT NO.289 OF 2000
IN
SUMMARY SUIT NO.2431 OF 1999

Sumer Investments & Finance Ltd. ..Plaintiffs

Vs.

Atash Industries (India) Ltd. ..Defendants

Mr.Ambreen Saheed i/b Kantawala and Co. for the
plaintiffs

Mr.G.D.Patel for the defendants

Mr.P.G.Rao, Dy.O.L.present

CORAM : S.U.KAMDAR, J
DATED : 21ST SEPTEMBER, 2005

P.C.:

. The learned counsel for the defendants state that the defendant company has gone into liquidation. In view thereof, the learned counsel for the plaintiffs seeks leave to withdraw the Summons for Judgment with liberty to take out fresh Summons for Judgment after bringing legal heirs on record and obtaining appropriate leave u.s.446. Summons for Judgment is dismissed accordingly. No order as to costs.